

1 F. TRAVIS BUCHANAN, ESQ., & ASSOCIATES, PLLC
2 F. Travis Buchanan, Esq.
3 Nevada Bar No. 9371
4 701 E. Bridger Ave., Suite 540
5 Las Vegas, Nevada 89101
6 Tel: (702) 331-5478
7 Fax: (702) 629-6919
8 Email: Travis@Ftblawlv.com
9 Attorneys for Plaintiff CARMEL MARY-HILL

10 UNITED STATES DISTRICT COURT
11 DISTRICT OF NEVADA

12 CARMEL-MARY HILL,

13 Plaintiff,

14 v.

15 RED ROCK COUNTRY CLUB, A Business
16 organization, form unknown; DOES I-X,
17 inclusive, and ROE ENTITES I-X, inclusive,
18 Defendants.

Case No.: 2:19-cv-001766-JAD-DJA

**Stipulation and Order Staying Action
Pending Mediation**

ECF No. 38

19 This Stipulation for a Temporary Stay of all Proceedings in this action is entered into
20 by and between Plaintiff CARMEL MARY-HILL, and Defendants RED ROCK COUNTRY
21 CLUB (Collectively, the "Parties"), pending the outcome of a mediation between the parties,
22 including filing deadlines, conferences, and hearings, and in support the parties submit that
23 the following shows good cause for such Order:

- 24 1. In March of 2021, after both the Discovery deadline, and Dispositive Motion
25 Deadline expired in this case, the parties voluntarily, and in good faith agreed to
26 partake in private Mediation before the Hon. Nancy M. Saitta, Ret., and such
27 Mediation was initially scheduled to convene on June 7, 2021. **See Exhibit – 1.**
28

1 2. On May 22, 2021, the parties were notified by the Hon. Nancy M. Saitta, Ret.,
2 that, due to "an unexpected conflict on the date of the mediation," the June 7,
3 2021, mediation date had to be rescheduled. **See Exhibit – 2.** Due to scheduling
4 conflicts with proposed July 2021 mediation dates, the parties are currently in the
5 process of rescheduling the mediation to a date convenient for all parties in
6 August of 2021. **See Exhibit – 3.**

7
8 3. The Parties have already paid \$5800 (50% paid by each party) to Advanced
9 Resolution Management ("ARM") in order to partake in mediation and attempt to
10 settle this dispute, and have made substantial progress towards that goal. **See**
11 **Exhibit – 4.**

12 4. The Parties anticipate with the mediator's schedule, the schedule of the parties
13 and counsel, and the work that would be involved, that it may take two to three
14 months to complete the mediation process. The parties anticipate the mediation
15 session will be completed in a single day.

16
17 5. Despite this progress and their agreement to mediate, the Parties realize that it
18 would not be economically feasible to both litigate this matter and attempt to settle
19 it simultaneously through formal mediation.

20 6. The Parties would like to conserve resources and focus on attempting to amicably
21 resolve this action by mediation. Through discussions between their counsel, the
22 Parties have reached an agreement to mediate, and they earnestly intend to work
23 through the mediation process and share a good-faith belief that with the
24 assistance of a mediator they can reach a mutually agreeable resolution that
25 averts the need for further costly litigation.
26

1 7. Permitting the Parties time to mediate and attempt to settle this action would
2 likewise conserve the Court's scarce resources.

3 8. This Stipulation is not interposed for delay, and it will not prejudice either party.

4 The Parties are requesting that the Court enter a temporary Stay to allow
5 completion of the mediation to preserve the *status quo*, because they have
6 agreed that mediation, and the time it will take to complete it, should be without
7 prejudice to the rights any Party may have at this time to assert any claim or
8 counterclaim, interpose any defense, seek any relief from the Court or otherwise
9 prosecute or defend their respective positions should the mediation fail to result
10 in a settlement agreement. The Parties believe that if the Court maintains
11 jurisdiction by entering the proposed Stay Order it will protect the Parties'
12 respective rights and positions while encouraging an expeditious and efficient
13 resolution and, hopefully, termination of this litigation.

14
15 9. The Parties therefore propose that the Court temporarily Stay all proceedings in
16 this action, including any filing deadlines, conferences and hearings, for 90 days,
17 such that this matter can proceed to mediation.

18
19 10. Federal Rule of Civil Procedure 16(b)4 permits the Court to Modify a proceeding's
20 schedule for good cause. LR 26-3, further provides that a Stipulation to extend
21 any date set by a discovery plan, scheduling order, or other order must, in addition
22 to satisfying LR IA 6-1, be supported by a showing of good cause. The Parties
23 respectfully submit that the circumstances set forth herein show good cause to
24 Stay the proceedings in order to allow the Parties to mediate and attempt to settle
25 their dispute.
26

1 WHEREFORE, the Parties respectfully request that the Court Stay all
2 Proceedings until no later than September 2, 2021, to allow the completion of their pending
3 mediation, pursuant to the terms set forth herein and in this Stipulation.
4

5 **IT IS SO STIPULATED.**

6 DATED: June 2, 2021

7 F. TRAVIS BUCHANAN, ESQ., & ASSOC.
8

9 /s/ F. Travis Buchanan

10 F. Travis Buchanan, Esq.
11 701 E. Bridger Ave., Suite 540
12 Las Vegas, NV 89101
13 *Attorneys for Plaintiff*

14 DATED: June 2, 2021


15 SKANE MILLS LLP

16 /s/ Sarai Brown

17 Sarai Brown, Esq.
18 1120 Town Center Drive, Suite 200
19 Las Vegas, Nevada 89144
20 *Attorneys for Defendants*

21 **ORDER**

22 Based on the parties' stipulation [ECF No. 38] and good cause appearing, IT IS
23 HEREBY ORDERED that **this case is STAYED for all purposes until September 2, 2021.**

24 
25 U.S. District Judge Jennifer A. Dorsey
26 Dated: June 3, 2021
27
28